

REMARKS

Status

Claims 1-7 and 9-13 are pending in this application.

Discussion

RESTRICTION RESPONSE

The Examiner has required restriction in the above-identified application and has divided the claims into Groups 1-15. Applicants have elected, with traverse, Group 2, which is defined as follows:

Group 2--Claims 1-7 (in part), drawn to compounds of formula I wherein the M-fused ring is quinazolin-4-one, P₄ is -G₁-G, and G is pyridinyl.

Page 5 of the Office Action defines the reasons for the restriction as follows.

"Inventions of Groups 1-14 are unrelated. Inventions are unrelated if it can be shown that they are not disclosed as capable of use together and they have different modes of operation, different functions, or different effects." (Citations omitted.) The Office Action does not show or describe how Groups 1-14 "have different modes of operation, different functions, or different effects." Accordingly, the restriction is believed to be improper and it is respectfully requested that it be withdrawn.

With regard to Group 15, which covers method claims 9-13, as noted in the Office Action, these claims should be rejoined once allowable subject matter has been found since Applicants have elected product claims and method claims 9-13 depend from the elected product claims. Such rejoinder would be greatly appreciated.

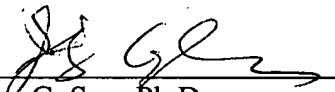
DOCKET NO.: PH-7474
USSN: 10/687,421

Restriction

In view of the foregoing, Applicants submit that the application is now in condition for examination on the merits. Early notification of such action is earnestly solicited. If the Examiner has any questions or believes further discussion will aid examination and advance prosecution of the application, a telephone call to the undersigned is invited.

Respectfully submitted,

Date: January 12, 2006


Jing G. Sun, Ph.D.
Registration No. 45,914
Telephone No. (609) 252-3791
Facsimile No. (609) 252-4526

Please forward all future written correspondence relating to this application to:

Louis J. Wille
Patent Department
Bristol-Myers Squibb Company
P.O. Box 4000
Princeton, NJ 08543-4000